



**CITY OF LODI  
COUNCIL COMMUNICATION**

**AGENDA TITLE:** Authorize City Manager to Execute Amendment to Encroachment Permit Agreement for 115 South School Street

**MEETING DATE:** June 21, 2006

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** That City Council authorize the City Manager to execute an addendum to the Encroachment Permit Agreement for 115 South School Street.

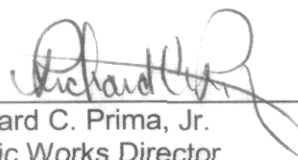
**BACKGROUND INFORMATION:** The property owners of 115 South School Street have a recorded Encroachment Permit Agreement, dated November 29, 2004, to encroach on and use the public alley for purposes of outdoor restaurant seating, display, sales and similar activities by owners or owners' tenants. The agreement was part of the owners' renovation of the former Woolworth building and the adjacent alley which was closed to vehicular traffic. The property owners are requesting an addendum to Article 5 of the agreement to increase the eight-foot strip encroachment of the public alley by one foot nine inches, totaling nine feet nine inches, to accommodate the new tenant.

The nine-foot nine-inch encroachment upon the public alley has the approval of the Building Official and Fire Marshall, and part of the reason for the additional width is for compliance with the requirements of the Americans with Disabilities Act.

Public Works staff therefore recommends that the City Manager be authorized to execute an addendum to the Encroachment Permit Agreement to increase the width of the eight-foot strip encroachment upon the public alley for tenant occupying Suite 10 of "Woolworth Place", 115 South School Street, by one-foot nine inches.

**FISCAL IMPACT:** None.

**FUNDING AVAILABLE:** Not applicable.

  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Jeannie Matsumoto, Senior Engineering Technician

RCP/JM/drr

cc: Steve Schwabauer, City Attorney  
Scott Tonn, Downtown Partners LLC  
Carl Weishek

**APPROVED:**   
Blair King, City Manager

CITY COUNCIL

SUSAN HITCHCOCK,  
Mayor

BOB JOHNSON,  
Mayor Pro Tempore

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# CITY OF LODI



## PUBLIC WORKS DEPARTMENT

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Public Works Director

June 15, 2006

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SUBJECT: Authorize City Manager to Execute Amendment to Encroachment Permit Agreement for 115 South School Street

Enclosed is a copy of background information on an item on the City Council agenda of Wednesday, June 21, 2006. The meeting will be held at 7 p.m. in the City Council Chamber, Carnegie Forum, 305 West Pine Street.

This item is on the consent calendar and is usually not discussed unless a Council Member requests discussion. The public is given an opportunity to address items on the consent calendar at the appropriate time.

If you wish to write to the City Council, please address your letter to City Council, City of Lodi, P. O. Box 3006, Lodi, California, 95241-1910. Be sure to allow time for the mail. Or, you may hand-deliver the letter to City Hall, 221 West Pine Street.

If you wish to address the Council at the Council Meeting, be sure to fill out a speaker's card (available at the Carnegie Forum immediately prior to the start of the meeting) and give it to the City Clerk. If you have any questions about communicating with the Council, please contact Jennifer Perrin, Interim City Clerk, at (209) 333-6702.

If you have any questions about the item itself, please call Jeannie Matsumoto, Senior Engineering Technician, at (209) 333-6800, extension 2661.

for: Richard C. Prima, Jr.  
Public Works Director

RCP/pmf

Enclosure

cc: City Clerk

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